

City of Shoreacres



NOTICE OF MEETING

Notice is hereby given that a Regular Meeting of the
City Council

of the City of Shoreacres, Texas, will be held on

Monday, July 8, 2013 at 7:00 p.m.

in the City Council Chambers on the first floor at City Hall, 601 Shore Acres Blvd.,
Shoreacres, Texas, at which time the following subjects will be discussed, to wit:

1.0 CALL TO ORDER / ROLL CALL: Members Present and Absent

2.0 PLEDGES OF ALLEGIANCE

Texas Pledge:

Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.

3.0 SPECIAL PRESENTATIONS

4.0 APPROVAL OF MINUTES

4.1 Regular Council Meeting: June 24, 2013.

5.0 COUNCIL REPORTS & REQUESTS

5.1 Mayor Webber – Report on meetings attended.

5.2 Alderdwoman Schnell – Report on Port of Houston Authority tour and FEMA Flood Risk Open House attendance.

6.0 PUBLIC HEARINGS & PUBLIC COMMENTS

6.1 Citizen's Comments

This is the opportunity for citizens to comment on items which do not appear on the agenda. Time is limited to five minutes per speaker. Members of Council are prohibited by law from participating in the discussion or deliberation of items that are not specifically identified on this agenda.

7.0 ADMINISTRATIVE REPORTS

7.1 City Administrator

7.1.1 General activity report. ^{Stall}

7.2 Monthly Police Department report. ^{Newman}

7.3 Monthly Public Works Department report. ^{Sutton}

8.0 BUSINESS

8.1 Discussion of permissible and desirable lines of communication between council.
^{Webber}

- 8.2 Consideration and approval of invoices. ^{Stall}
- 8.3 Consideration and action to fill the office of alderman by appointment until the next regular election is held. ^{Webber}
- 8.4 Administer Oath of Office to newly appointed alderman. ^{Webber}
- 8.5 Discussion and action to elect a Mayor pro-tem for a one-year term. ^{Webber}
- 8.6 Consideration and approval of Resolution No. 2013-111 authorizing representatives to sign on accounts and represent the city in transacting business with Wells Fargo Bank. ^{Stall}
- 8.7 Consideration and approval of Resolution No. 2013-112 amending representatives authorized to sign on, and transact business with TexPool. ^{Stall}
- 8.8 Consideration and approval of Resolution No. 2013-115 approving and authorizing the Mayor to execute an interlocal agreement with Harris County for access and use of information maintained by the Southeast Texas Crime Information Center. ^{Stall}
- 8.9 Consideration and action to adopt Resolution No. 2013-116 designating a grant administrator for the Coastal Impact Assistance Program grant awarded to the City of Shoreacres for design, engineering and permitting of an erosion control project at Miramar Park; authorizing the City Administrator to execute documents as may be necessary to make such designation on behalf of the City. ^{Stall}
- 8.10 Consideration and approval of Ordinance No. 2013-137 amending the City Code by repealing the expiration of the assessment and collection of the municipal court technology fee. ^{Stall}
- 8.11 Discussion and action to direct staff to prepare a policy requiring no less than three independent state licensed inspectors to perform inspections required by the city. ^{Schnell}

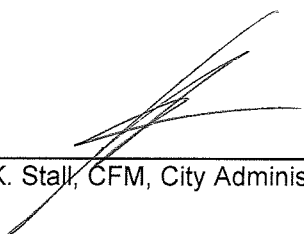
9.0 ADJOURNMENT

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the governing body of the City of Shoreacres, Texas is a true and correct copy of said Notice and that I posted a copy of said Notice on the bulletin board at City Hall on July 3, 2013 at or before 7:00 p.m., at a place convenient and readily accessible to the general public at all times; to remain so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

DATED THIS 3RD DAY OF JULY 2013.



SHOREACRES, TEXAS

BY: 
David K. Stall, CFM, City Administrator / City Secretary

The City Council of the City of Shoreacres reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development).

MEMORANDUM



601 Shore Acres Blvd., Shoreacres, TX 77571-7262 ♦ 281.307.1950 ♦ 281.471.8955 Fax

DATE: July 8, 2013

TO: City Council

CC:

FROM: David Newman, Chief of Police

REF: June Police Report

CRIME REPORT:

On June 11th, Shoreacres officers assisted Seabrook police in a pursuit. The suspect was northbound on SH 146 and exited at Shore Acres Blvd in an attempt to elude the officers. He lost control of his vehicle and rolled it several times damaging it severely.

TRAFFIC ENFORCEMENT:

37 citations were issued for speeding on SH 146.

CODE ENFORCEMENT:

3 letters were sent out for various code violations and 3 citations were issued.

TRAINING:

In June I completed 2 FEMA required Incident Command System courses. I participated in numerous mock exercises along with personnel from Johnson Space Center, Texas Commission on Environmental Quality, Ellington Fire Dept., Seabrook Police and many other governmental and private agencies. The classes were sponsored by Nassau Bay.

All full time officers were either certified or re-certified in Taser use.

Summary of Police Statistics As Reported to Council

	Jan.	Feb.	Mar.	Apr.	May	Jun.	Jul.	Aug.	Sept.	Oct.	Nov.	Dec.	YTD
Accidents.....	2	4	2	3	2	5							18
Alarms/Hangups.....	5	4	4	5	5	4							27
Animal Calls.....	5	7	4	6	11	10							43
Arrests.....	11	11	10	8	6	7							53
Arrests for other cities	6	3	5	1	2	4							21
Arson.....	0	0	0	0	0	0							0
Assaults.....	2	0	2	3	1	0							8
Assist other Agencies.....	5	6	7	6	5	11							40
Calls for Service.....	78	67	69	64	77	90							445
Criminal Mischief.....	1	0	0	2	1	3							7
EMS/Fire Calls.....	9	4	5	6	3	7							34
Harassment.....	0	0	1	0	1	2							4
Miles Driven.....	5001	5903	6041	5118	5367	5512							32942
Misc.....	25	26	30	19	23	27							150
On Views.....	1353	1549	2040	1921	2103	2618							11584
Suspicious Persons/Vehicles.....	16	8	8	9	14	14							69
Thefts/Burglaries.....	1	2	3	3	4	4							17
Tickets.....	129	123	209	160	143	148							912
Traffic Arrests.....	5	4	2	1	1	2							15
CVE Days.....	0	0	0	0	0	0							0
CVE Citations.....	0	0	0	0	0	0							0
City Citations.....	0	0	0	0	0	0							0

MEMORANDUM



City of Shoreacres

601 Shore Acres Blvd., Shoreacres, TX 77571-7262 / 281.471.2244 / 281.471.8955 Fax

DATE: July 3, 2013
TO: David Stall, City Administrator
CC:
FROM: David Sutton, Public Works Director
REF: Monthly Report (June) 2013

Water usage continues to climb as the warmer temperatures approach. This is related to more frequent watering by our residents and to our contractors that have broken several water lines this month. Water usage rose to 6.2 million gallons this month compared to 5.8 million from May. We anticipate usage to remain over 6 million gallons for the next couple of months as July and August approach.

Since our road projects have begun, Public Works has had several unexpected repairs to our Water and Sewer system. The County contractors have had several conflicts with our existing infrastructure that has required several lines to be relocated. We are noticing that most of the conflict has been from the new storm system that is being done. We anticipate that we will continue relocating lines until work has been completed.

Public Works is down another employee as we lost Brock Proctor to another company. We are currently taking applications and hope to be back at full staff in the near future.

Because of the high number of calls for water and sewer repairs; and losing one of our ditch mowing operators, ditch mowing was not completed this month. We did some mowing but did not make an entire pass through the city in June. This would likely follow suite in July if we continue relocating water and sewer lines. We hope this will not be the case and we can give more attention to mowing as this is peak mowing season.

PUBLIC WORKS
Monthly Productivity Report
Month : June 2013

	Total Calls		Total Collected in Cu. Yrds.
Water/Wastewater	35	***Solid Waste***	8
Water Repairs	17	Recycling :	8
Meter Changeouts	0	* Paper	3
Backfills (Yard Cleanups)	5	* Plastic	3
Fire Hydrant Repairs	0	* Cardboard	1
Water Taps	0	* Aluminum Cans	1
Water Plant Repairs	0	* Glass	0
Sewer Taps	0	Debris Removal	0
Sewer Point Repairs	11		
Lift Station Repairs	1		
Manhole Repairs	1		
After Hour Repairs	0		

Repairs

Streets and Drainage		***ROW Maintenance***	
Potholes :	0	Miles Mowed	9
* Concrete Repairs	0	Miles of Ditch Inspected	0
* Asphalt Repairs	2	Culverts Inspected	0
Drainage Cave-in Repairs	0	Hours Mowed	21
Traffic	0	***Parks***	
Stop Sign Repairs	0	Cubic Yards of Trash Removed	3
Safety Sign Repairs	0	Park Equipment Repair	0
Public Notification Signs	0	Lighting Repairs	0
Repaired	0		

Comments

*** 14 of the 17 water repairs were from work related to the streets and drainage work.

*** All 11 sewer repairs were from work related to the streets and drainage work.

Texas Open Meetings Act

It has come to my attention that some Council members may not be aware of the guidelines of the Texas Open Meetings Act as it pertains to electronic communication. Council should be aware that sending or receiving electronic communication that includes a quorum of council members constitutes a meeting under the terms of the Act. An electronic message that is originated by a Council member regarding city or public business and then sent to more than one other member of Council constitutes an electronic quorum. Similarly, an electronic quorum could exist if a majority of the Council were to discuss public business via social media resources, such as a Facebook wall.

I would advise all members of Council to respond only to the originator where one or more members of council are on an email distribution list, and not to originate email to the majority of council concerning public business. If proper notice of such electronic meetings is not given according to the specifications in the Act, all parties involved in the communication and all members on the distribution list are considered complicit to violations of the Act. Both civil remedies and criminal penalties are listed for such violations.

As a reminder, all members of the City Council are required to complete the Open Meetings Training within 90 days of taking the oath of office. Until such training is completed, or at any time afterward, please do not hesitate to ask questions regarding the Act's requirements or refer to the provided guidance in the Open Meetings 2012 Handbook, provided by the Attorney General of Texas. The Handbook is available online at https://www.oag.state.tx.us/AG_Publications/pdfs/openmeeting_hb.pdf.

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MEMORANDUM

City of Shoreacres

601 Shore Acres Blvd., Shoreacres, TX 77571-7262 / 281.471.2244 / 281.471.8955 Fax



DATE: July 2, 2013

TO: Mayor Matt Webber
Alderman Steve Jones
Alderman Rick Moses
Alderwoman Nancy Schnell
Alderman Bo Bunker

CC:

FROM: David Stall, City Administrator

REF: Appointment of Alderman

FILE REFERENCE: M13070201 MC Alderman Appointment.docx

APPOINTMENT

Council can appoint any Shoreacres citizen that meets the qualifications for the office of alderman.¹ To qualify a person must be 18 years of age, a registered voter, and a resident of the city at the time of appointment.²

The appointed alderman will only hold office until an alderman elected on May 11, 2014 is qualified.³

The mayor may vote on the appointment only if there is a tie.⁴

ORDER OF BUSINESS RELATED TO THE APPOINTMENT (Agenda items, in order of action)

- Appointment to fill the office of alderman until the next regular election is held.
- Administering oath of office (the Mayor or City Secretary will administer the oath and the newly appointed alderman will be seated and participate in the meeting).

¹ Tex. Local Gov't Code § 22.010.

² *Id.* § 22.032.

³ Tex. Local Gov't Code § 22.010.

⁴ *Ibid.*

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**RESOLUTION No. 2013-113
CITY OF SHOREACRES**

RESOLUTION OF THE CITY OF SHOREACRES AMENDING AUTHORIZED REPRESENTATIVES TO SIGN ON ACCOUNTS AND REPRESENT THE CITY IN TRANSACTING BUSINESS WITH WELLS FARGO BANK; MAKING VARIOUS FINDINGS AND PROVISIONS RELATING TO THE SUBJECT; FINDING COMPLIANCE WITH THE OPEN MEETINGS LAW; AND PROVIDING AN EFFECTIVE DATE HEREOF.

* * * *

WHEREAS, Wells Fargo Bank is the depository bank for the City of Shoreacres; and,
WHEREAS, changes in officers require the City to amend the names of representatives authorized to sign on accounts and otherwise represent the City in transacting business with Wells Fargo Bank;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHOREACRES, THAT:

Section 1. The matters and facts recited in the preamble to this Resolution are found to be true and correct and the same are incorporated herein as a part of this Resolution.

Section 2. The individuals listed herein are hereby authorized to sign on accounts and otherwise represent the City in transacting business with Wells Fargo Bank subject to limitations that may be established by City banking, depository, investment or financial policies:

- (a) David K. Stall, City Administrator
- (b) Matt Webber, Mayor
- (c) _____, Mayor pro tem
- (d) David Newman, Chief of Police

Section 3. The Council directs City staff to promptly notify Wells Fargo Bank of the amended names of representatives, execute signature cards and take any additional action necessary to effect the amendment as set forth herein.

The City Council officially finds, determines, recites, and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this resolution and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

This Resolution shall take effect immediately upon passage.

PASSED AND APPROVED, this 8th day of July, 2013.

CITY OF SHOREACRES

(CITY SEAL)

By: _____
Matt Webber, Mayor

ATTEST:

David K. Stall, CFM, City Secretary



TEXPOOL

★ ★ ★ ★ ★ ★ ★ ★ ★ ★
An Investment Service for Public Funds



Item 8.7
07.08.2013

**Resolution
Authorizing Participation in the TexPool Investment Pools
And Designating Authorized Representatives**

WHEREAS, City of Shoreacres, Texas - Location 77640

(“Participant”) is a local government or state agency of the State of Texas and is empowered to delegate to the public funds investment pools the authority to invest funds and to act as custodian of investments purchased with local investment funds; and

WHEREAS, it is in the best interest of the Participant to invest local funds in investments that provide for the preservation and safety of principal, liquidity, and yield consistent with the Public Funds Investment Act; and

WHEREAS, the Texas Local Government Investment Pools (“**TexPool/TexPool Prime**”), public funds investment pools, were created on behalf of entities whose investment objectives in order of priority are preservation and safety of principal, liquidity, and yield consistent with the Public Funds Investment Act.

NOW THEREFORE, be it resolved as follows:

- A. That Participant shall enter into a Participation Agreement to establish an account in it’s name in **TexPool/TexPool Prime**, for the purpose of transmitting local funds for investment in **TexPool/TexPool Prime**.
- B. That the individuals, whose signatures appear in this Resolution, are authorized representatives of the Participant and are each hereby authorized to transmit funds for investment in **TexPool/TexPool Prime** and are each further authorized to withdraw funds from time to time, to issue letters of instruction, and to take all other actions deemed necessary or appropriate for the investment of local funds.

List of the authorized representatives of the Participant. These individuals will be issued P.I.N. numbers to transact business via the phone with a Participant Service Representative.

1. Name: David K. Stall Title: City Administrator / City Secretary
Phone/Fax/Email: 281.471.2244 / 281.471.8955 / administrator@cityofshoreacres.us
Signature: _____

2. Name: Matt Webber Title: Mayor
Phone/Fax/Email: 281.471.2244 / 281.471.8955 / mayor@cityofshoreacres.us
Signature: _____

3. Name: _____ Title: Mayor pro tem
Phone/Fax/Email: 281.471.2244 / 281.471.8955 /
Signature: _____

4. Name: ----- NONE ----- Title: _____
Phone/Fax/Email: _____
Signature: _____

5. Name: _____ NONE _____ Title: _____
Phone/Fax/Email: _____
Signature: _____

List the name of the Authorized Representative provided above that will have primary responsibility for performing transactions and receiving confirmations and monthly statements under the Participation Agreement.

Name: David K. Stall

In addition and at the option of the Participant, one additional authorized representative can be designated to perform inquiry only of selected information. This limited representative cannot make deposits or withdrawals. If the Participant desires to designate a representative with inquiry rights only, complete the following information.

6. Name Matt Webber Title Mayor
Phone/Fax/Email: 281.471.2244 / 281.471.8955 / mayor@cityofshoreacres.us

C. That this resolution and its authorization shall continue in full force and effect until amended or revoked by the Participant, and until **TexPool/TexPool Prime** receives a copy of any such amendment or revocation.

This resolution is hereby introduced and adopted by the Participant at its regular/special meeting held on the 8th Day of July, 20 13.

NAME OF PARTICIPANT City of Shoreacres

BY: _____
Signature
Matt Webber
Printed Name
Mayor
Title

ATTEST: _____
Signature
David K. Stall
Printed Name
City Administrator / City Secretary
Title

OFFICIAL SEAL

**RESOLUTION No. 2013-115
CITY OF SHOREACRES**

A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH HARRIS COUNTY, TEXAS, FOR ACCESS AND USE OF INFORMATION MAINTAINED BY THE SOUTHEAST TEXAS CRIME INFORMATION CENTER; MAKING VARIOUS FINDINGS AND PROVISIONS RELATING TO THE SUBJECT; FINDING COMPLIANCE WITH THE OPEN MEETINGS LAW; AND PROVIDING AN EFFECTIVE DATE HEREOF.

* * * *

NOW, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHOREACRES:

That the City Council hereby approves and authorizes the mayor to execute an interlocal agreement with Harris County, Texas, for access and use of information maintained by the Southeast Texas Crime Information Center.

That the City Council hereby approves and authorizes the contract, agreement, or other undertaking described in the title of this ordinance, a copy of which is on file in the office of the City Secretary.

The City Council officially finds, determines, recites, and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this resolution and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

This Resolution shall take effect immediately upon passage.

PASSED AND APPROVED, this 8th day of July, 2013.

CITY OF SHOREACRES

(CITY SEAL)

By: _____
Matt Webber, Mayor

ATTEST:

David K. Stall, CFM, City Secretary

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AGREEMENT

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

THIS AGREEMENT, made and entered into by and between HARRIS COUNTY, "County," a body corporate and politic under the laws of the State of Texas, and the City of Shoreacres, Texas, a body corporate and politic under the laws of the State of Texas, "Participating Agency."

I.

The County agrees to provide the Participating Agency with access to and use of the information maintained by Southeast Texas Crime Information Center, "SETCIC," as a Stand-Alone, Full Service Participant as the term is defined in the Policies and Procedures of SETCIC, a copy which is attached as **Exhibit "A"** and made a part of this Agreement by reference. To the extent the Participating Agency desires to switch the method of connecting to the SETCIC mainframe computers from a Stand-Alone terminal to another method that is or may become available during the term of this Agreement, the Participating Agency shall make a written request to the Harris County Justice Information Management System Executive Board for approval. Additional connection methods include, but are not limited to, Computer-to-Computer, 3270 Terminal, and WebConnect.

II.

With regard to its usage of the SETCIC system, the Participating Agency agrees to do the following:

- A. Abide by the rules, regulations, policies and procedures governing SETCIC, promulgated by the Harris County Justice Information Management System ("JIMS") Executive Board, attached as **Exhibit "A,"** and applicable to a Stand-Alone Full Service Participant that is not a County-funded agency;
- B. Work in concert with other participants in SETCIC in serving outstanding criminal warrants;
- C. Work in concert with JIMS in maintaining and improving SETCIC;
- D. Provide the necessary hardware and software to cause its computer to communicate with SETCIC via the protocol required by the County; and
- E. Provide the telephone circuits and modems to communicate with the County's computer network.

III.

Upon execution of this Agreement, the County agrees to furnish the Participating Agency a list of transaction codes and/or system message key mnemonics to enable authorized employees and agents of the Participating Agency's law enforcement branch to obtain access, for full service, to the information in SETCIC. The Participating Agency agrees to provide the County with a list of names and business addresses of all authorized terminal operators, computer operators, programmers, administrative staff and other data processing employees who will have access to SETCIC for full service. Access is granted to authorized persons upon certification of satisfactory completion of training provided by the JIMS Training Section as follows:

- A. If the communications protocol used by the Participating Agency causes the Participating Agency's computer to appear to SETCIC as a 3270 device, in addition to the above-described certification, unique passwords shall be assigned to the appropriate personnel, by JIMS.
- B. If the communications protocol used by the Participating Agency causes the Participating Agency's computer to appear to SETCIC as a terminal device similar to the stand-alone devices in use on the TLETS network, no passwords are issued in addition to the above-described certification by JIMS.

Use of a password for access to SETCIC by any person other than the owner of the password or use of SETCIC by a person or persons not certified as trained by JIMS Training Section is grounds for termination of this Agreement pursuant to Paragraph IV.

IV.

The term of this Agreement is perpetual, beginning on the date of execution, which is written just above the signatures below, and shall remain in force unless it is terminated by either party giving the other party thirty (30) days prior written notice of its intent to terminate. Notwithstanding the foregoing, the County reserves the right to terminate this Agreement immediately upon the occurrence of one or more of the following:

- A. Use of the Participating Agency's equipment to obtain information from SETCIC by any person who has not been assigned a password or otherwise authorized to have access to the SETCIC system by JIMS;
- B. Use of the Participating Agency's equipment to obtain information from SETCIC by any person who accesses SETCIC by utilizing another person's password;
- C. Use of the Participating Agency's equipment to obtain information by a person who is not certified as trained by the JIMS Training Section;

- D. Any attempt to gain access through the Participating Agency's computer and associated equipment to information in SETCIC that is not authorized by JIMS;
- E. If the computer capacity of SETCIC is inadequate to meet the computer needs of both the County and the Participating Agency and that condition continues for a period of thirty (30) days; or
- F. Violation of any rules, regulations, policies and/or procedures for SETCIC as established and as may be amended by the JIMS Executive Board.

V.

With regard to use of SETCIC, it is expressly understood and agreed that the Participating Agency has access only to the information available to it through the transaction codes and/or system message key mnemonics provided to it by the County, for law enforcement purposes only, and to no other computer data without written consent of the County. Further, it is understood that the dissemination or release of confidential information to any law enforcement agency, peace officer, or individual is governed by local, state and/or federal rules, regulations, statutes, and judicial decisions.

VI.

The Participating Agency has access to SETCIC twenty-four (24) hours a day, each and every day of the week, except during the time periods reserved for weekly file maintenance. The County is not liable for any temporary inability of the Participating Agency to obtain access to SETCIC due to maintenance, breakdowns, and other causes beyond the control of the County. In the event that the capacity of SETCIC is inadequate to meet the needs of the Participating Agency and the County, the rights of the County prevail.

VII.

The County neither guarantees nor is it responsible for the accuracy or timeliness of the information contained in SETCIC and in the event of mistake or inaccuracy, the County bears no liability. Further, the Participating Agency agrees to verify the accuracy of records with the office of the appropriate law enforcement agency that has in its possession the original warrants of arrest. **FAILURE TO VERIFY THE ACCURACY OF RECORDS WITH EACH LAW ENFORCEMENT AGENCY PRIOR TO THE EXECUTION OF A WARRANT OF ARREST IS GROUNDS FOR TERMINATION OF THIS AGREEMENT.**

VIII.

The Participating Agency agrees that it is responsible for the acts or failure to act of its employees, agents, or servants in regard to any use (authorized or unauthorized) of the

Participating Agency's terminal and/or printer by the Participating Agency or any person; provided however, such responsibility is subject to the terms, provisions and limitations of the Constitution and laws of the State of Texas, chiefly the Texas Tort Claims Act.

IX.

The Participating Agency agrees to keep its terminal(s) and printer(s) functioning at an acceptable level so as not to interfere with SETCIC. Failure to do so is grounds for termination.

X.

The County reserves the right to delete or modify County information contained in SETCIC that is made available to the Participating Agency. Furthermore, the County reserves the right to change the transaction codes and programs from time to time. If a change directly affects the Participating Agency, the County agrees to give written notification of that change to the Participating Agency not less than ten (10) days prior to the change.

XI.

All notices and communication shall be mailed by certified mail, return-receipt requested, or hand delivered to the parties at the following addresses:

FOR THE COUNTY: Commissioner's Court of Harris County
Harris County Administration Building
1001 Preston, 9th Floor
Houston, Texas 77002
Attention: Clerk of Commissioner's Court

With a copy to: Harris County Justice Information Management System
406 Caroline, Suite 220
Houston, Texas 77002
Attention: Bruce High, Chief Information Officer

FOR THE PARTICIPATING
AGENCY

City of Shoreacres Police Department
601 Shore Acres Blvd.
Shoreacres, Texas 77571
Attention: Chief of Police
David Newman

With a copy to: David K. Stall
City Administrator, City of Shoreacres
601 Shore Acres Blvd.
Shoreacres, Texas 77571

These addresses may be changed upon giving prior written notice. Notices are deemed given upon deposit in the United States mail.

XIV.

This Agreement is not effective until it is signed by both the Harris County Judge and the Mayor Pro Tem of the City of Shoreacres, and approved by the County's Director of JIMS.

XV.

This instrument contains the entire Agreement between the parties relating to the rights granted and the obligations assumed. Any oral representations or modifications concerning this Agreement are of no force or effect excepting a subsequent modification in writing signed by all parties.

IN TESTIMONY OF WHICH, this Agreement has been executed in duplicate originals, each to have the same force and effect, as follows:

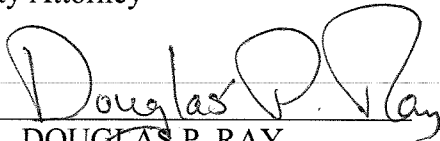
- A. It has been executed on behalf of Harris County on the _____ day of _____, 2013, by the County Judge of Harris County, Texas, pursuant to an order of the Commissioners Court of Harris County, Texas, authorizing such execution; and
- B. It has been executed on behalf of the City Council of Shoreacres, Texas on the _____ day of _____, 2013, by the Mayor Pro Tem of the City of Shoreacres pursuant to that procedure which authorizes such execution.

APPROVED AS TO FORM:

VINCE RYAN
County Attorney

HARRIS COUNTY

By


DOUGLAS P. RAY
Assistant County Attorney

By

ED EMMETT
County Judge

ATTEST:

CITY OF SHOREACRES

By _____

Name:

Title:

By _____

Matt Webber

Mayor Pro Tem

**RESOLUTION No. 2013-116
CITY OF SHOREACRES**

A RESOLUTION DESIGNATING A GRANT ADMINISTRATOR FOR A COASTAL IMPACT ASSISTANCE PROGRAM (CFDA # 15.668) GRANT NUMBER F13AF00131 AWARDED TO THE CITY OF SHOREACRES FOR "SHOREACRES SHORELINE RESTORATION" BY THE UNITED STATES DEPARTMENT OF THE INTERIOR, FISH AND WILDLIFE SERVICE THROUGH HARRIS COUNTY; AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE SUCH DESIGNATION AND/OR AGREEMENTS AS MAY REQUIRED TO EFFECT SAME; AND, FINDING COMPLIANCE WITH THE OPEN MEETINGS LAW.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHOREACRES:

That the City Council hereby approves and authorizes contract, agreement, or other undertaking necessary to designate Riveron Corporation of Friendswood, Texas, as the City's grant administrator for a Coastal Impact Assistance Program (CFDA # 15.668) grant number F13AF00131 awarded to the City Of Shoreacres for "Shoreacres Shoreline Restoration" by the United States Department of the Interior, Fish and Wildlife Service through Harris County.

That the City Council hereby authorizes the City Administrator to execute those documents necessary to make such designation on behalf of the City of Shoreacres.

That the City Council officially finds, determines, recites, and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this resolution and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

This Resolution shall take effect immediately upon passage.

PASSED AND APPROVED, this 8th day of July, 2013.

CITY OF SHOREACRES

(CITY SEAL)

By: _____
Matt Webber, Mayor

ATTEST:

David K. Stall, CFM, City Secretary

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**ORDINANCE No. 2013-137
CITY OF SHOREACRES, TEXAS**

AN ORDINANCE AMENDING THE CODE OF THE CITY OF SHOREACRES TO REPEAL THE EXPIRATION DATE OF THE MUNICIPAL COURT TECHNOLOGY FUND; CONTAINING A SEVERABILITY CLAUSE; MAKING VARIOUS FINDINGS AND PROVISIONS RELATING TO THE SUBJECT; FINDING COMPLIANCE WITH THE OPEN MEETINGS LAW; AND PROVIDING AN EFFECTIVE DATE HEREOF.

* * * *

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHOREACRES:

That, the facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct; and,

That if any section, clause, sentence, or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance; and,

That the City Council officially finds, determines, recites, and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

That section 18-154 of the Shoreacres City Code is hereby repealed in its entirety as follows:

Sec. 18-154. – [Expiration and administration of fund.]

[In accordance with Article 102.0172 of the Code of Criminal Procedure, this division and the assessment and collection of the municipal court technology fee expires September 1, 2005.]

[The purpose of the use of any funds remaining in the fund shall continue to be used and administered as required by this division and for that purpose this division remains in effect.]

This Ordinance shall be effective immediately after its passage and approval.

PASSED AND APPROVED this the 8th day of July 2013.

(CITY SEAL)

Matt Webber, Mayor

ATTEST:

David K. Stall, CFM
City Secretary

M/2		Yea	Nay	N/V	Absent
<input type="checkbox"/>	M. Webber	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	B. Bunker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	S. Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	R. Moses	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	N. Schnell	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Passed / Failed _____
David Stall, City Secretary - Date